

REMARKS

This Amendment is in response to the Office Action of August 11, 2005 in which the Examiner requested translations of certain foreign documents. Pursuant to the Examiner's requirement translations are submitted herewith in the attached Supplemental Information Disclosure Statement.

It is believed that no additional fees are required.

The Examiner objected to the specification. In particular the Examiner requires section headings. The attached Amendment provides the required section headings.

Claims 1-7 are rejected as allegedly anticipated by Yoerg et al. U.S. Patent No. 6,338,405. The Examiner's objection of the claims is respectfully traversed for the reasons set forth below.

The Examiner states that Yoerg discloses all of the features of claim 1 as presently on file. However, it would appear that the Examiner has come to this conclusion only with the benefit of the disclosure of Yoerg, which discloses a protective case for a CD, but does not make any comment whatsoever on the method by which this CD product is manufactured and packaged.

Although the Examiner may be correct in stating that, because Yoerg discloses that the information may be obtained about the contents the storage medium without opening the protective case, because the protective case is sealed, this does not amount to a disclosure of the steps as set out in claim 1 as amended.

The ordering of the steps is important to the present invention, because it allows much greater flexibility for the manufacturing process wherein different products are inserted into the same packaging. These advantages are set out in detail in the first paragraph of page 3 of the specification.

In the case of a flexible manufacturing process in which different versions of the product or different products themselves can be inserted in the same packaging, a data base of digital data samples may be maintained and synchronized with the process for inserting the product into the packaging containers in order to associate appropriate sound samples with corresponding products. This is particularly useful in the case of CD or DVD production and the like where the manufacturing process involves the insertion, over time, of different batches of CDs/DVDs by different artists so that sound samples corresponding to tracks on respective CDs/DVDs can be properly associated with the respective CDs/DVDs, etc.

It is therefore apparent that it is important that the consumer product (i.e. CD) is inserted into the packaging before data is uploaded to the memory. Applicant maintains that this feature is not disclosed in Yoerg. Indeed, the specification teaches away from this practice in column 1, lines 48 to 50 wherein it reads "it would be advantageous for a protective case without a CD in it to be able to indicate audibly and/or visually which CD is to go in to it". Therefore, not only does Yoerg not disclose in any detail, the claimed manufacturing method for the protective case but, in addition, when one of skill in the art contemplates a suitable method of manufacture, such person would be lead away from the present invention by the noted teaching.

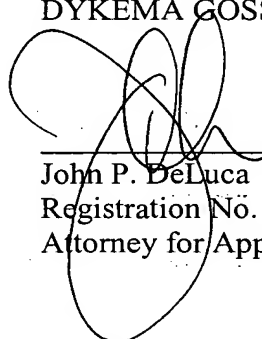
Claim 1 has been amended in order to relate the clause "pertaining to the contents of the consumer product" following the term "digital data". The Amendment does not further limits the claim but merely improves readability of the claim.

Applicant therefore maintains that the present invention is set out in the claims as presently amended is both novel and inventive in view of the disclosure of Yoerg.

In view of the foregoing, it is respectfully requested that the Examiner reconsider his rejection of the claims, the allowance of which is earnestly solicited by the claims.

If additional fees are requested, the Director is authorized to charge Deposit Account 04-2223, or credit any overpayment thereto.

Respectfully submitted,
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